



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF PUBLIC WORKS AND HIGHWAYS
REGIONAL OFFICE IV-B
EDSA, QUEZON CITY

FRIEDRICH KARL L. CAMERO
Chief, Right of Way Acquisition and Legal Division

Contract ID: 23E00033

Contract Name: Sustainable Infrastructure Projects Alleviating Gaps (SIPAG) - Flood Mitigation Structures protecting Public Infrastructures / Facilities - Construction of River Control Structure along Nagapi River (Left Side), Sitio Balangabong – Sitio Saycohan Section, Calintaan, Occidental Mindoro

Location of the Contract: Calintaan, Occidental Mindoro

CONTRACT AGREEMENT

THIS AGREEMENT, made this MAR 09 2023 day of MAR 09 2023, between **Department of Public Works and Highways (DPWH) Region IV-B, EDSA, Quezon City**, represented herein by **GERALD A. PACANAN, CESO III**, Regional Director (herein called the "Entity"), and **JELSIE CONSTRUCTION & SUPPLY** with main office address at Barangay Quintong, San Carlos City, Pangasinan, represented herein by **JESSE R. MAHUSAY**, General Manager, (herein called the "Contractor")

WHEREAS, the ENTITY is desirous that the CONTRACTOR execute **Contract ID No. 23E00033 - Sustainable Infrastructure Projects Alleviating Gaps (SIPAG) - Flood Mitigation Structures protecting Public Infrastructures / Facilities - Construction of River Control Structure along Nagapi River (Left Side), Sitio Balangabong – Sitio Saycohan Section, Calintaan, Occidental Mindoro**, (hereinafter called "the Works"), and the ENTITY has accepted the Calculated Bid for **Ninety-Two Million Nine Hundred Eighty-Five Thousand Five Hundred Seventy-Eight and 48/100 Pesos only (P 92,985,578.48)** by the Contractor for the execution and completion of such Work and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this **Agreement**, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this **Agreement**, viz.:
 - a. Philippine Bidding Documents (PBDs);
 - i. Drawings / Plans;
 - ii. Specifications;
 - iii. Bill of Quantities;
 - iv. General and Special Conditions of Contract;
 - v. Supplemental and Bid Bulletins, if any;
 - b. Winning Bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

 - c. Performance Security;
 - d. Notice of Award of Contract and the Bidder's conforme thereto; and

JELSIE CONSTRUCTION & SUPPLY
By: JESSE R. MAHUSAY
General Manager

"Subject to the provisions of
Executive Order No. 91, s. 2019"
By: CECILIA M. VICQUERRA
Chief, Finance Division

Government of the Republic of the Philippines
(Department of Public Works and Highways)
By: GERALD A. PACANAN, CESO III
Regional Director



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- e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBD's. **Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice of Proceed, Variation Orders, and Warranty Security, shall likewise for part of the Contract.**

3. In consideration for the sum of **Ninety-Two Million Nine Hundred Eighty-Five Thousand Five Hundred Seventy-Eight and 48/100 Pesos only (P 92,985,578.48)** or such other sums as may be ascertained, **JELSIE CONSTRUCTION & SUPPLY**, agrees to finish the contract in accordance with his Bid.

4. The **Department of Public Works and Highways (DPWH) Region IV-B** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed in the day and year first before written.


GERALD A. PACANAN, CESO III
Regional Director

For :

DPWH Region IV-B


JESSE R. MAHUSAY
General Manager

For :

JELSIE CONSTRUCTION & SUPPLY

Witnessed by:


FRIEDRICH KARL L. CAMERO
Chief, Right of Way Acquisition and Legal Division

"Subject to the Provisions of Executive Order No. 91 s. 2019"


CECILIA M. VICOQUERRA
Chief, Finance Division



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Chief, Right of Way Acquisition and Legal Division

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REPUBLIC OF THE PHILIPPINES)

) S.S.

JELSIE CONSTRUCTION & SUPPLY

JESSE R. MAHUSAY
General Manager

ACKNOWLEDGEMENT

BEFORE ME, as the Notary Public for and within the City of QUEZON CITY, personally appeared **GERALD A. PACANAN, CESO III, Regional Director**, representing **the REPUBLIC OF THE PHILIPPINES (Department of Public Works and Highways)**, with Tax Identification No. _____, and **JESSE R. MAHUSAY**, General Manager, representing **JELSIE CONSTRUCTION & SUPPLY**, with Tax Identification No. _____ to me to be the same persons who executed the foregoing CONTRACT and AGREEMENT and they acknowledged to me that the same is their true act and deed for and in behalf of the parties they represented.

This instrument consists of three (3) pages, including this page, on which this acknowledgement is written duly signed by the contracting parties and their witnesses on the left margin of the other pages.

IN WITNESS WHEREOF, I have hereunto affixed my Signature and Official Seal this _____ day of MAR 09 2023, 2023.

"Subject to the provisions of Executive Order No. 91, s. 2019"

CECILIA M. VICQUERRA
Chief, Finance Division

Government of the Republic of the Philippines
(Department of Public Works and Highways)

By: GERALD A. PACANAN, CESO III
Regional Director

Doc. No. 72
Page No. 15
Book No. 618
Series of 2023

ATTY. CONCEPCION D. VILLALBA
Notary Public
Quezon City
PTR No. 071637 / January 3, 2023/Q.C.
IBP No. 167808 / November 25, 2021/Q.C.
Roll No. 30267 / 05-09-1980
MCLE VII-0006994 / 09-21-2021
ADM. MATTER No. NP-005 (2022-2023)
TIN No. 131-942-754-000



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NOTICE TO PROCEED

MAR 10 2023

JESSE R. MAHUSAY

General Manager

JELSIE CONSTRUCTION & SUPPLY

Barangay Quintong,
San Carlos City, Pangasinan

Dear Sir:

Since the attached Contract Agreement with you for the above stated Contract has been approved, we hereby instruct you to proceed, effective upon the date of your receipt of this Notice, with the implementation of the provisions of the Contract, in accordance with the terms of the Contract Agreement, including the Conditions of the Contract, Specifications, and Drawings.

Please acknowledge your receipt and acceptance of this Notice by signing both copies thereof in the space provided below. Keep one copy and return the others to us.

Very truly yours,


GERALD A. PACANAN, CESO III
Regional Director

I acknowledge receipt of this Notice on March 11, 2023.

JESSE R. MAHUSAY

General Manager

JELSIE CONSTRUCTION & SUPPLY